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ALTERNATIVE TO PTO/SE/083/6 (06-03)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

	Complete if Known
Application Number	10/617,489
Filing Date	July 10, 2003
First Named Inventor	Thomas L. CANTOR
Ari Unii	1641
Examiner Name	J. Cheu
Attorney Docket Number	532212000623

	U.S. PATENT DOCUMENTS					
Examiner City Initials* No.	-	Document Number	Publication Date MM-DD-YYYY	Name of Patentias or	Peges, Columns, Lines, Where	
		Number-Kind Code ³ (Il known)		Applicant of Cited Document	Relevant Passages or Relevant Reures Appear	

	FOREIGN PAYENT DOCUMENTS					
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			NON PATENT LITERATURE DOCUMENTS – SUBJECT TO PROTECTIVE ORDER	•
	Examiner Cite Initials No.		include name of the author (in CAPITAL LETTERS), title of the article (when appropriate). Ittle of the Item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	72
不	7	4î.	Declaration of Julia A. Miller in Support of Nichols Institute Diagnostics, Inc.'s Motion for Leave to File Amended Complaint, filed January 26, 2004	
-		2.	Nichols Institute Diagnostics, Inc.'s Notice of Lodgement of Corrected Copy of Proposed Second Amended Complaint, Exhibit A to Declaration of Julia A. Miller in Support of Nichols' January 26, 2004 Motion for Leave to File Amended Complaint, filed February 23, 2004	
		3.	Declaration of Julia A. Miller in Support of Nichols Institute Diagnostics, Inc.'s Motion for Summary Judgment that the '790 Patent Claims are Valid and Infringed, filed February 28, 2005	

		NON PATENT LITERATURE DOCUMENTS - PROPRIETARY INFORMATION	
	Cile No.	include name of the author (in CAPITAL LETTERS), site of the article (when appropriate), little of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
14		Declaration of Thomas L. Cantor with Exhibit A, executed on April 7, 2005	

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		NON PATENT LITERATURE DOCUMENTS - SUBJECT TO PROTECTIVE ORDER	
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J	1.	Memorandum of Points and Authorities in Support of Scantibodies' Motion for Summary Judgment of Invalidity and Noninfringement, filed February 18, 2005	
1	2,	Declaration of Katherine L. Parker in Support of Scantibodies' Motion For Summary Judgment of Invalidity and Noninfringement, with Exhibits 1-39, filed February 18, 2005	
i.	3.	Nichols Institute Diagnostics, Inc.'s Opposition to Motion For Summary Judgment of Invalidity and Non-Infringement, filed March 7, 2005	
	4.	Declaration of Julia A. Miller in Support of Nichols Institute Diagnostics, Inc.'s Opposition to Motion For Summary Judgment of Invalidity and Non-Infringement, with Exhibits A-E, filed March 7, 2005	
	5.	Declaration of Katherine L. Parker in Support of Scantibodies' Reply Motion For Summary Judgment of Invalidity and Noninfringement, with Exhibits 1-4, filed March 14, 2005	

uldered, whether or not cliation is in conformance with MPEP 609. Oraw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant,

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1	STATEMENT			First Named Inventor	Thomas L. CANTOR		
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	(Use as many	sheets as n	ecessery)	Examiner Name	C. Cheu		
She	1	of	2	Attorney Docket Number	532212000623		

	U.S. PATENT DOCUMENTS						
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	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.'	Foreign Patent Document Country Code* -Number*-Who Code* (*/ Innoen)	Publication Date MM-DD-YYYY		Pages, Columns, Unes, Where Retevant Passages or Retevant Figures Appear		

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		NON PATENT LITERATURE DOCUMENTS - SUBJECT TO PROTECTIVE ORDER							
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V	1.	Deposition of Claude D. Arnaud, taken on February 1, 2005							
1,	2.	Deposition of Gerald Bjorge, taken on January 27, 2005							
	3.	Deposition of Thomas Cantor, taken on August 27, 2003							
	4.	Deposition of Thomas Cantor (30(8)(6)), taken on September 11, 2003							
5.		eposition of Damon Cook, taken on June 16, 2003							
	6.	Deposition of Damon Cook (30(B)(6)), taken on September 12, 2003							
	7	Deposition of Joseph O. Falkinham, taken on January 21, 2005							
	₽.	Deposition of Wolf-Georg Forssmann, Ph.D., taken on August 25, 2003							
	9.	Deposition of Ping Gao, M.D., taken on June 18, 2003	eposition of Ping Gao, M.D., taken on June 18, 2003						
	10.	Deposition of Allen Garrett, taken on May 20, 2005	Deposition of Allen Garrett, taken on May 20, 2005						
	11.	Deposition of Thomas Godemeyer, taken on October 6, 2004							
	12.	Deposition of Mark Gray, taken on June 16, 2003							
	13.	Deposition of Dr. Richard Lemer, taken on January 13, 2005							
	14,	Deposition of Dr. Richard Lemer, taken on March 16, 2005							
	15.	Deposition of Markus Mageriein, Ph.D., teken on May 28, 2003							
	16	Deposition of Markus Magertein, Ph.D., taken on August 10, 2004							
	17.	Deposition of Michael Nordstrom (30(B)(6)), taken on September 17, 2003							
	18	Deposition of K. Ramakrishan, Ph.D., (30(B)(6)), taken on August 13, 2003							
	19.	Deposition of K. Ramakrishan, Ph.D., (30(B)(8)), taken on September 3, 2003							
	20.	Deposition of Stephen Scheibel, taken August 8, 2003	<u> </u>						
	21.	Deposition of Janet Sharp, taken on August 19, 2003							
	22.	Deposition of Randolph Wall, taken January 31, 2005							
$-\overline{\lambda}$	23	Deposition of J. Stuart Woodhead, taken January 18, 2005	<u> </u>						
V	24.	Deposition of Zan Yang, Ph.D., taken on June 16, 2003	ــــــــــــــــــــــــــــــــــــــ						

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ALTERNATIVE TO PTO/S8/086/6 (07-05)

Substitute for form 1449/PTO				Complete if Known		
	PHOSPING BRIGHT I PROPERTY			Application Number	10/617,489	
11	NFORMATIO	N DI	SCLOSURE	Filing Data	July 10, 2003	
	TATEMENT			First Named Inventor	Thomas L. CANTOR	
				Art Unit	1641	
	(Uso as many s	heets as	nocessary)	Examiner Name	C. Cheu	
Sheet	2	la l	2	Attorney Dockel Number	532212000623	

7	7	25 .	Nichols Institute Diagnostics, Inc.'s Notice of and Ex Parte Application for Order to File Its Consolidated Confidential Declaration of April M. Alex in Support of (1) Nichols Institute Diagnostics, Inc.'s Motion for Judgment as a Matter of Law Re: Willfulness and in the Alternative for a New trial and (2) Nichols Institute Diagnostics, Inc.'s Motion For Enhanced	
		26.	Damages Under Seal, filed January 27, 2008 Consolidated Confidential Declaration of April M. Alex in Support of (1) Nichols Institute Diagnostics, Inc.'s Motion for Judgment as a Matter of Law Re: Willfulness and In the Alternative for a New trial and (2) Nichols Institute Diagnostics, Inc.'s Motion For Enhanced Damages, filed January 27, 2008	
		27.	[Proposed] Order Granting Nichols Institute Diagnostics, Inc.'s Ex Parte Application to File its Consolidated Confidential Declaration of April M. Alex in Support of (1) Nichols Institute Diagnostics, Inc.'s Motion for Judgment as a Matter of Law Re: Willfulness and in the Atternative for a New trial and (2) Nichols Institute Diagnostics, Inc.'s Motion For Enhanced Damages Under Seal, filed January 27, 2006, order signed Judge Brewster on January 31, 2006	
	<u>/</u>	26.	Confidential Deposition of Torn Centor, taken on July 11, 2005	

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ALTERNATIVE TO PTO/SB/08a/b (07-08)

Application Number **INFORMATION DISCLOSURE** Filing Date STATEMENT BY APPLICANT

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(Use as many sheets as necessary) '

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July 10, 2003 First Named Inventor Thomas L. CANTOR Art Unil 1641 Examiner Name C. Cheu Attomey Docket Number 532212000623

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Complete If Known

	FOREIGN PATENT DOCUMENTS						
Examiner Initials	Çillo No.'	Foreign Patent Document Country Code -Number -Kind Code (If known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages of Relevant Figures Appear		

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		NON PATENT LITERATURE DOCUMENTS					
Examiner Cita No.1		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(a), volume-issue number(a), publisher, city and/or country where published.	7				
		Second Supplemental Response to Final Office Action from the Reexamination of United States Patent Number 6,689,568, having Control Numbers 90/007,685 and 90/007,732, filed December 1, 2006					
	2.	Non-Final Office Action from application serial number 10/945,508, mailed on November 15, 2008	Γ				
-1	3.	BORN et al., Endocrinology (1988) 123(4):1848-1853	١-				
	4.	BORN et al., Mol. Endocrinol. (1987) 1:5-14	┢				
	5.	BRINGHURST et al., Am. J. Physiol. (1988) 255(6 Pt 1):E886-93					
	6.	BRINGHURST et al., Endocrinology (1981) 108:103-108	 				
	7,	GARDELLA et al., Journal of Biological Chemistry (1991) 256:13141-13146	-				
	8.	GOLTZMANN et al., Journal of Biological Chemistry (1975) 250:3199-3203	┢				
	9.	(HORIUCHI et al., Am. J. Physiol. (1983) 244(8):E589-95	├─				
	10.	KEUTMANN et al., Endocrinology (1985) 117(3):1230-1234	H				
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	12.	REEVE et al., Br. Med. J. (1980) 280:1340-1344	Н				
	13.	ROSENBLATT et al., Blochemistry (1981) 20(25):7246-7250					
	14.	ROSENBLATT et al., Endocrinology (1978) 103(3):978-984	-				
	15.	SEGRE et al., Endocrinology (1985) 116(3):1024-1029	-				
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	17,	TREGEAR et al., Endocr. Res. Commun. (1975) 2(8):561-570	—				
$\sqrt{ }$	18.	Four litigation documents in Japanese requesting withdrawal of the Japanese Patent Office's invalidation of JP Patent No. 3457004, Nichols Institute Diagnostics v. Scantibodies Laboratories of Japan. Japanese High Court					

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ALTERNATIVE TO PTO/SB/08a/b (07-q5)

Complete if Known Substitute for form 1449/PTO Application Number 10/617,489 INFORMATION DISCLOSURE Filing Date July 10, 2003 STATEMENT BY APPLICANT First Named Invantor Thomas L. CANTOR Art Unit (Use as many sheets as necessary) Examiner Name C. Cheu Sheet of Attorney Docket Number 532212000623

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	1.	Decision of the European Patent Office regarding revocation of European Patent No. 0 783 522, dated January 10, 2007	-

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